JS 44 (Rev. 12/96)

(Rev. 12/96)

CIVIL COURT SHE'S

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleading by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

I. (a) PLAINTIFFS				DEFENDANTS		
GERALD J VOGT, ELEANOR L. VOGT, ON			1	VEECO INST	RUMENTS, INC.	, EDWARD BRAUN,
BEHALF OF THEMSELVES AND ALL OTHERS				JOHN REIN,		, 23,1112 2111011,
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CAMPBELL				<i>N</i>	TEV	
(b) COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF (TENNESSEE)				COUNTY OF RESIDENCE		(NEW YORK)
(EXCEPT IN U.S. PLAINTIFF CASES)				NOTE: IN LAND CO	(IN U.S. PLAINTIFF CAS	SES ONLY) SE THE LOCATION OF THE
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(C) ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)				ATTORNEYS (IF KNOWN)	NIEM	
STULL STULL & BRODY				He	d April 141.	MAR AN A
6 E. 45TH ST., SUITE 500				1		
NEW YORK, NY 10017 (212) 687-7230						
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II. BASIS OF JURISD	ICTION (PLACE AN	X, IN ONE BOX ONI'A)	III. ÇIT	IZENSHIP OF PR	INGIPALITAR HESI	PLACE AN "X" IN ONE BOX FOR PLAINTIFF AND ONE BOX FOR DEFENDANT)
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□ 2 U.S. Government					PARI VINITARIA	and Principal Place 5 5
Defendant (Indicate Citizenship of Parties in Item III)				COLLE Manufacion Brons 2876		
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IV. ORIGIN		(1) 2002 201	<i></i>	Transferi	red from	Judge from
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Proceeding State	e Court Appe	ellate Court Re	eopened	(specify)	Litigation	1 Judgment
V. NATURE OF SUIT (PLACE AN "X" IN ONE BOX ONLY)						
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MARCH 17, 2005 FOR OFFICE USE ONLY

ARBITRATION CERTIFICATION

I AARON L. BROD	Y counsel for GERALD J. VOGT, ELEANOR
	rtify pursuant to the Local Arbitration Rule Section 3(c), that to the best
\$100,000 exclusive of interest and costs.	recoverable in the above captioned civil action exceed the sum of
Relief other than	monetary damages is sought.
DISCLOSURE OF	INTERESTED PARTIES - LOCAL RULE 9
Identify any corporate parents, sul	bsidiaries or affiliates of named corporate parties:
NONE	
Did the cause arise in Nassau or Suf	folk County? YES
If you answered yes, please indicate	which county. NASSAU
County of residence of plaintiff(s)	(1) CAMPBELL (TENNESSEE) (2)
	(3)
County of residence of defendant(s)	(1) NASSAU (NEW YORK) (2)
	(3)
I am currently admitted in the Eastern standing of the bar of this court.	District of New York and currently a member in good No
Are you currently the subject of any d	isciplinary action(s) in this or any other state or federal court?
Yes (If yes, please explain) No
<u> </u>	
first and last name and the last four digit registered by the attorney with the Clerk (This information must be provided pu	ad bar code below. Your bar code consist of the initials of your so of your social security number or any other four digit number of Court. ATTORNEY
BAR CODE AB 5850	COM
E-MAIL ADDRESS ssbny@ao1	• COII